

11/21/05

Application Ser. No. 10/620,323

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Becker, et al.

Docket No. FOXR0004

Serial No.: 10/620,323

Art Unit: 3611

Date Filed: 07/15/2003

Examiner: Boehler, Anne Marie

Title: BICYCLE FORK HAVING LOCK-OUT, BLOW-OFF, AND ADJUSTABLE BLOW-OFF THRESHOLD

Date: 17 November 2005

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement is submitted:

- ☐ under 37 CFR 1.97(b), or
(within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
- ☒ under 37 CFR 1.97(c) together with either a:
 - ☒ Certification under 37 CFR 1.97(e), or
 - ☐ a \$220.00 fee under 37 CFR 1.17(p), or
(After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
- ☐ under 37 CFR 1.97(d) together with a:
 - ☐ Certification under 37 CFR 1.97(e), and
 - ☐ a \$220.00 fee under 37 CFR 1.17(d)(2)(ii), and
 - ☐ a \$130.00 petition fee set forth in 37 CFR 1.17(i)(1)
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)
- ☒ The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 07-1445 (Order No. FOXR0004). A copy of this sheet is enclosed for accounting purposes.

(X) Applicant(s) submit herewith Form PTO SB/08A and SB/08B -- Information Disclosure Citations together with copies of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.25.

() A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449, as presently understood by the individual(s) designated in 37 CFR 156(c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on form PTO 1449 and is enclosed herewith.

It is requested that the information disclosed herein be made of record in this application.

Respectfully Submitted,



Michael A. Glenn
Reg. No. 30,176

Customer No. 22862

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 4

Complete if Known

Application Number	10/620,323
Filing Date	7/15/2003
First Named Inventor	Becker et al
Art Unit	3611
Examiner Name	Boehler, Anne Marie
Attorney Docket Number	FOXR0004

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A	US- 2005/0104320 A1	05-19-2005	WESLING et al	
	B	US- 3,836,132	09-17-1974	MCNALLY et al	
	C	US- 5,163,538	11-17-1992	DERR et al	
	D	US- 5,529,152	06-25-1996	HAMILTON et al	
	E	US- 4,145,067	03-20-1979	CERIANI	
	F	US- 6,360,857 B1	03-26-2002	FOX et al	
	G	US- 5,509,674	04-23-1996	BROWNING	
	H	US- 5,186,481	02-16-1993	TURNER	
	I	US- 6,659,241	12-09-2003	SENDREA	
	J	US- 2005/0173212	08-11-2005	VOGELSANG	
	K	US-			
	L	US-			
	M	US-			
	N	US-			
	O	US-			
	P	US-			
	Q	US-			
	R	US-			
	S	US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ Number * Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
	AA	DE 837 508	04-28-1952	WOLFRAM		
	AB	EP 0 245 221 A2	04-29-1987	SPECIAL FORKS		
	AC	EP 0 420 610	04-03-1991	BROWNING		
	AD	EP 0 541 891	05-19-1993	CALZOLARI		
	AE	EP 0 834 448	04-18-1998	GONZALEZ		
	AF	DE 44 29 562	02-22-1996	MAIER		

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND

TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Substitute for form 1449/PTO

(Use as many sheets as necessary)

Application Number	10/620,323
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Attorney Docket Number	FOXR0004

Sheet	2	of	4
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	MM-DD-YYYY			
	AG	GB 2 286 566	08-23-1995	DAIKIN Mfg Co Ltd		
	AH	WO 99/025989	05-27-1999	K2 BIKE Inc.		
	AI	WO 99/014104	03-25-1999	ROCKSHOX Inc.		
	AJ	WO 99/003726	01-28-1999	ROCKSHOX Inc.		
	AK					
	AL					

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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Complete if Known			
		Application Number	10/620,323		
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		Art Unit	3611		
		Examiner Name	Boehler, Anne Marie		
Sheet	3	of	4	Attorney Docket Number	FOXR0004

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	1	Fox document various articles - Motocross Action Dec 1981; Fox Factory 1983; Moto-X Fox 1981; Vanilla Float 1998; Mountain Biking Oct 1998; Cycle World Dec 1981; undated	
	2	Cerian 1 various articles undated	
	3	Mountain Bike Action - various articles dated Feb 1992, Jan 1993, Nov 1991, Jan 1993, Dec 1997 and Feb 1991	
	4	Bicycling August 1993	
	5	Mountain Biking October 1996	
	6	Bike Pulse May 2000	
	7	Road Bike August 1993	
	8	Mountain Bike August 2001	
	9	Collection of Rock Shox Documents - various articles dated 1993, 1996-1998, 2000, 2004	
	10	Cannondale Documents - various articles dated 1993 and undated	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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Sheet	4	of	4	Attorney Docket Number	FOXR0004

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	11	Marzocchi literature undated	
	12	Bicycle Guide July 1994	
	13	Various Articles: Maverick American, Paul Turner, Profile	
	14a	Sospensioni January 1993	
	14b	Mountain Tutto Bike September 1992	
	14c	Bici Da Montagna March 1994	
	15	Listing of Forks undated, unidentified, 1987-1991	
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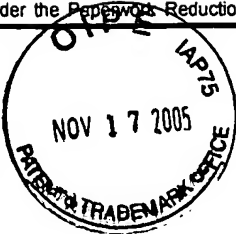
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- Certification of Mailing (1 page);
- Information Disclosure Statement (2 pages in duplicate);
- SB/08A (2 pages);
- SB/08B (2 pages);
- Cited Documents;
- Certification for IDS (2 pages); and
- Return Postcard

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Date: 17 November 2005

**CERTIFICATION FOR INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.97(e)**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

A certification is being made for the Information Disclosure Statement accompanying this certification.

CERTIFICATION

I, the person signing below, certify

() that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement. (37 CFR 1.97(e)(1))

(x) that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart

foreign application or to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement. 37 CFR 1.97(e)(2).

The person making this certification is the attorney who signs below on the basis of the information:

- ☒ (X) supplied by the inventor(s)
- ☐ () supplied by an individual designated in §1.56(c)
- ☐ () in the attorney's file

Respectfully submitted,



Michael A. Glenn
Reg. No. 30,176

Customer Number 22862